

LEGAL NOTICE – ATTENTION

THE TULALIP TRIBAL COURT for the Tulalip Indian Reservation, Tulalip, WA

Notice of Petition for Forfeiture and Summons by Publication

The Tulalip Tribes Office of Reservation Attorney gives notice that the property listed below was seized for forfeiture for violation of Tribal Law. Laws and procedures applicable to the forfeiture process can be found in Tulalip Tribal Code (TTC) Chapters 2.10 and 2.60. The code is available online at this website: (<http://www.codepublishing.com/WA/Tulalip/>).

TO FILE A CLAIM: If you are an owner or claimant, you may contest the forfeiture of the property listed below by filing an answer with the Tribal Court no later than 30 days after the date of final publication of this notice. You must serve a copy of your answer on the Tribal Prosecutor. You may request a copy of the summons, petition, and evidence in your case from the Tribal Prosecutor.

Tribal Court
6332 31st Ave. NE, Suite B,
Tulalip WA 98271
360-716-4773

Tribal Prosecutor
6330 31st Ave. NE
Tulalip WA 98271
360-716-4810

DEADLINE TO FILE ANSWER: **July 10, 2021**

DATE OF FIRST PUBLICATION: May 10, 2021

THE FOLLOWING PROPERTY IS BEING HELD PENDING FORFEITURE:

\$403 Dollars in U.S. Currency seized by Tulalip Tribal Police from Gonzalo Cortez Abarca on March 31, 2021 at 6221 31st Avenue NE, Tulalip, Washington 98271. – A Summons re Seized Property and Petition for Forfeiture of Seized Property have been filed with the Tulalip Tribal Court.

2006 Chrysler 300 VIN#2C3KA53G66H258639 seized by Tulalip Tribal Police from Gonzalo Cortez Abarca on March 31, 2021 at 6221 31st Avenue NE, Tulalip, Washington 98271. – A Summons re Seized Property and Petition for Forfeiture of Seized Property have been filed with the Tulalip Tribal Court.

FAILURE TO FILE AN ANSWER WITHIN THE TIME ALLOWED MAY RESULT IN FORFEITURE OF THE LISTED PROPERTY.

THE PETITION AND SUMMONS IN THESE CASES CAN BE FOUND ON THE FOLLOWING PAGES.

CLERK *ms*

**IN THE TULALIP TRIBAL COURT
FOR THE TULALIP INDIAN RESERVATION
TULALIP, WASHINGTON**

IN REM THE FORFEITURE OF:

NO. TUL-CV-FO-2021-0220

FOUR HUNDRED THREE DOLLARS
in U.S. Currency (\$403)

SUMMONS RE SEIZED PROPERTY

TPD Incident No. 21-0803
Primary Officer H. Duong

(Clerk's Action Required)

TO: Gonzalo Cortez Abarca
724 2nd Avenue S.
Kent, WA 98064

YOU ARE HEREBY NOTIFIED that the Tulalip Tribes, Plaintiff, by and through its prosecuting authority, has filed a petition with the Court that seeks to have forfeited, to the benefit of the Tribes, certain property that you allegedly own, claim, or have an interest.

Pursuant to Chapter 2.60.070§(4)(a), of the Tulalip Tribes Code of Law, you have thirty (30) days after you have been served the petition and this summons to file with the Court a response to the allegations described in the petition. No extension of the time for filing the response may be granted. Failure to respond within 30 days may bar you from presenting evidence at any later evidentiary hearing regarding the seized property. Further, if no response is filed within 30 days after service of the petition and summons, the Court, upon motion of the Tribes, shall order the property forfeited to the Tribes.

Chapter 2.60.070§(4)(b) governs responses to forfeiture petitions. The Clerk's Office does not provide legal advice. It is your responsibility to familiarize yourself with the applicable tribal law—which is available from the Clerk's Office and on-line at: <http://www.codepublishing.com/WA/Tulalip/>

1 Your response must be mailed to, or personally filed with, the Clerk's Office at 6332-
2 31st Ave NE, Suite B, Tulalip WA 98271.

3 Questions regarding the petition should be addressed to the Tulalip Tribes Prosecutor's
4 Office at 360-716-4810, not to the Clerk's Office.

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6 DATED this 7th day of May, 2021.

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9 CLERK OF THE COURT

CLERK *MD*

**IN THE TULALIP TRIBAL COURT
FOR THE TULALIP INDIAN RESERVATION
TULALIP, WASHINGTON**

IN REM THE FORFEITURE OF:

FOUR HUNDRED THREE DOLLARS in
U.S. Currency (\$403)

NO. TUL-CV-FO-2021-0220

**PETITION FOR FORFEITURE OF
SEIZED PROPERTY**

TPD Incident No. 21-0803
Primary Officer H. Duong

COMES NOW the Tulalip Tribes, Plaintiff, by and through its prosecuting authority, to petition the Court to institute proceedings for the forfeiture of the property described in section I, below. The Court has subject matter jurisdiction over these proceedings, and this Petition is made pursuant to, Chapter 2.60 of the Tulalip Tribes Code of Law.

I. SUBJECT PROPERTY

As described in detail in Tulalip Police Incident Report #21-0803, which is on file with the Tulalip Tribal Court under this cause number, on or about the 31st day of March, 2021, Tulalip Tribal Police (TPD) seized \$403 from Gonzalo Cortez Abarca in the vicinity of 6221 31st Avenue NE, Tulalip, Washington in connection with narcotics trafficking on the Tulalip Reservation.

II. AUTHORITY

Because the Subject Money was furnished or intended to be furnished by any person in exchange for a controlled substance or listed chemical in violation of Tulalip Law, it is subject to forfeiture pursuant to Tulalip Tribal Code 2.60.020§(7).

1 **III. CLAIMANTS**

2 Gonzalo Cortez Abarca, from whom the subject property was seized, is the only person
3 who the Tribes knows or has reason to believe has or may assert a claim to the subject property.
4 Gonzalo Cortez Abarca is believed to be residing at 724 2nd Avenue S., Kent, Washington 98064
5 (Police Report).

6 **IV. CONCLUSION**

7 Based upon the foregoing, the Tribes requests the Clerk of the Court issue a Summons
8 to have Gonzalo Cortez Abarca answer the allegations of this Petition, and, ultimately, for the
9 Court to order that the Subject Property be forfeited for the benefit of the Tulalip Tribes.

10 DATED this 6th day of May, 2021.

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12 TULALIP TRIBES
Office of the Reservation Attorney

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14 MICHELLE SHELDON, WSBA No. 53572
15 ORA Reservation Attorney
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